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3728

IN THE UNITED STATES PATENT OFFICE

Applicant: Merel Epstein

Serial No.: 09/603,222

Group Art Unit: 3728

Filed: June 26, 2000

Examiner: Jila Mohendesi

Title: **BALANCING APPLIANCE FOR FOOTWEAR ITEM**

Our File: EMR-100-A-1

CERTIFICATE OF MAILING AND TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

Transmitted herewith is a Communication; Listing of Claims; and Certificate of Mailing and Cover Letter; and a stamped postcard.

 X No additional fee is required.

 Our check in the amount of \$ is enclosed.

 Charge to Deposit Account No. 50-2815.

 X Please charge any additional fees or credit overpayment to Deposit Account No. 50-2815.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Hon. Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 11^h day of May, 2005.



Rachel M. Snyder



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Merel Epstein Group Art Unit: 3728
Serial Number: 09/603,222 Examiner: Jila Mohandesi
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Atty. Docket: EMR-100-A-1

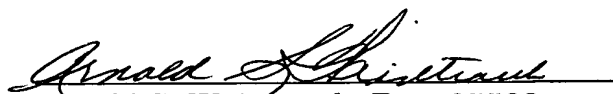
COMMUNICATION

Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice of Non-Compliant Amendment appended hereto is a complete listing of all the claims present in this application, including the cancelled claims 1 through 6. Thus, it is believed that a complete listing of the claims is now present.

Respectfully submitted,


Arnold S. Weintraub, Reg. 25523
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Farmington Hills, MI 48334
(248) 865-9430

Dated:

May 11, 2005



1. (Cancelled)
2. (Cancelled)
3. (Cancelled)
4. (Cancelled)
5. (Cancelled)
6. (Cancelled)

7. (Currently Amended) A balancing disc for balancing the gait of a user, comprising:

a substantially rigid, circular, wedge member having a continuous planar upper surface and a continuous planar lower surface, the upper and lower surfaces being angularly inclined with respect to each other by an angle θ of about 2° to about 6° the disc being attachable to a footwear item for imparting proper weight distribution and balance to the user.

8. (Original) The balancing disc of claim 7 wherein the disc is formed of a substantially non-compressible solid material selected from the group consisting of leather, rubber or plastic.